

Before the Federal Communication Commission
Washington, D.C. 20554

In the Matter of Request for
Review and/or Waiver of the
Decision of the Universal Service
Administrator by:

CC Docket No 02-06

Appeal of

Clover Park School District
Lakewood, WA
Billed Entity No. 145285

Administrator's Decisions on

Appeal Funding Year 2012-2013

Schools and Libraries Universal
Service Support Mechanism:

for

Form 471 Application No. 823696
FRN: 2284350

Clover Park School District

Overview:

I put forth an appeal in July 2012 to USAC on behalf of the Clover Park School District in regards to this Application FRN being denied by a mistake I had made. On October 23, 2012, USAC issued its verdict and the appeal was won. On October 26, 2012, I left the full time employment of Puget Sound Educational Service District to pursue my own E-rate Consulting business. The letter for the approval of the appeal arrived after I left the Puget Sound Educational Service district. On October 26, 2012 USAC issued a Letter concerning a Corrective SPIN change that I had initiated in August 2012 concerning the SPIN number used on this FRN.

Issue:

I had misunderstood the information which I had gotten over the phone from a Century Link Rep concerning the merger of Century Link and Qwest. This merger happened during a Funding Year [I believe it was Fund Year 2011] but am not positive. In this phone call, I understood the Rep to say that in Fund Year 2012-2013, the SPIN number for Qwest would be converted over to the Century Link SPIN. Thus on the application I used the Century Link PI 143002590 instead of the Qwest SPIN of 143005231. I had submitted a Corrective SPIN

1 explaining this mistake. The Notification from USAC arrived at the Puget
2 Sound Educational Service District after I had left on October, 26, 2012.
3 Puget Sound Educational Service District hired me first as a Consultant to
4 carry on the applications of for their E-Rate Clients, however due to some
5 Human Resource issues, this contract was revoked and I was hired as a "non-
6 regular" employee to do this E-Rate related work for the company. Shortly
7 after I left, my direct supervisor also left the company, which added to the
8 confusion of my employment situation. My email account was blocked for a
9 time, the letters and documents sent from USAC were not scanned or forwarded
10 to me in a timely fashion and I did not receive this SPIN denial letter until
11 after I returned from my trip to Spain in early January 2013. I promptly
12 submitted a SPIN change believing this is what I needed to do. A few weeks
13 later I got the notification about the deadline being missed.

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16 **Resolution:**

17 I am asking the USAC/SLD to reverse the Denial Status of Clover Park School
18 District's Form 471 Application 823696, FRN 2284350 based on the FCC ruling
19 of April 2007, where they ruled in favor of the applicants in based on
20 "Personal Staff emergencies such as illness of responsible individuals (or
21 their relatives) or other inadvertent failures" (DA-0701180A.doc).

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23 *See Request for Waivers and Review of the Decisions of the Universal Service Administrator by Assabet Valley*
24 *Regional Vocational District, et al., Schools and Libraries Universal Service Support Mechanism*, File Nos. SLD-
25 628454, et al., CC Docket No. 02-6, Order, 27 FCC Rcd 1924 (Wireline Comp. Bur. 2012) (permitting 12 applicants
to correct clerical or ministerial errors in their E-rate applications and five requests to make more substantive
changes to their applications)

26 Generally, the Commission's rules may be waived if good cause is shown. 47 C.F.R. § 1.3. In addition, the
27 Commission may take into account considerations of hardship, equity, or more effective implementation of overall
28 policy on an individual basis. *WAIT Radio v. FCC*, 418 F.2d 1153, 1159 (D.C. Cir. 1969); *Northeast Cellular*, 897
F.2d at 1166.

29 Waiver of the Commission's rules is appropriate only if both (i) special circumstances warrant a deviation from the
30 general rule, and (ii) such deviation will serve the public interest. *NetworkIP, LLC v. FCC*, 548 F.3d 116, 125-128
(D.C. Cir. 2008); *Northeast Cellular*, 897 F.2d at 1166.

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Dated this February 21, 2013,

Sincerely,
Jill Stone